

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

MARY O. BROWN,)
Plaintiff,) 8:09CV292
vs.) ORDER
DEFFENBAUGH INDUSTRIES, INC.,)
Defendant.)

This matter is before the court on the parties' Joint Stipulation for the Award of Fees ([Filing No. 35](#)). On April 28, 2010, the court awarded sanctions to the defendant and against the plaintiff for failure to timely provide discovery as required under the federal rules. **See** [Filing No. 34](#). The court allowed the parties time to reach an accord about the amount of sanctions. *Id.* The parties have reached an agreement that \$666.00 is a reasonable amount to compensate the defendant for having to file a motion to compel the relevant discovery. The court finds the stipulation is reasonable in this instance. Accordingly, the court will award the defendant sanctions in the amount of \$666.00. Upon consideration,

IT IS ORDERED:

1. The parties' Joint Stipulation for the Award of Fees ([Filing No. 35](#)) is adopted.
2. The defendant is awarded reasonable costs and attorney's fees in the **amount of \$666.00** for bringing the March 28, 2010, Motion to Compel ([Filing No. 28](#)).
3. The Clerk of Court shall, at the time of entry of judgment in this case, make this award a part of the judgment entered, unless before that time the parties certify that the award has been satisfied.

DATED this 13th day of May, 2010.

BY THE COURT:

s/Thomas D. Thalken
United States Magistrate Judge